

10/20/08

L-314-08 vaz

ORDINANCE NO. 314-08

BY: **MARY GALINAS**  
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE SALE, BY  
INTERNET AUCTION, OF CERTAIN LOST,  
ABANDONED, STOLEN, SEIZED AND/OR  
FORFEITED PROPERTY HELD BY THE CITY'S  
POLICE DEPARTMENT, AND DECLARING AN  
EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That this Council finds that the Police Department of the City of Parma currently is in possession of certain lost, abandoned, stolen, seized and/or forfeited property, and will be acquiring more of said property which is not required to be maintained by law and that it would be in the best interest of the City that such property be sold by public internet auction.

Section 2. That, pursuant to Ohio Revised Code §721.15, the City is authorized to sell or dispose of property by internet auction; and that, pursuant to Ohio Revised Code §2981.12, the City is authorized to dispose of lost, abandoned, stolen, seized and/or forfeited property in a manner conforming to Ohio Revised Code and Parma Codified Ordinances; and further that a court of competent jurisdiction has issued an order authorizing the City to sell or dispose of the property currently in the Police Department's possession.

Section 3. That the Mayor and the Director of Public Safety are hereby authorized to retain the services of Propertyroom.com, Inc. to effectuate the sale of such lost, abandoned, stolen, seized and/or forfeited property by internet auction by executing an agreement in substantially similar form as attached hereto as Exhibit "A".

Section 4. That the Mayor and the Director of Public Safety are hereby authorized to execute said contract and to take such action and to execute such other documents and amendments thereto as may be necessary and as are approved by the Law Director.

Section 5. That the public internet auction will be conducted by retaining Propertyroom.com to pick up, store and list the lost, abandoned, stolen, seized and/or forfeited property for sale by auction to the public on the internet. That as required by law, the property will be listed for the amount of days stipulated by the Ohio Revised Code, including Saturdays, Sundays and legal holidays. The contact information for Propertyroom.com is: 26421 Crown Valley Parkway, Suite 200, Mission Viejo, California 92691, (949) 282-0121.

Section 6. That the proceeds of the operation of this Ordinance shall be deposited into Fund No. \_\_\_\_\_, Account No. \_\_\_\_\_.

Section 7. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 8. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to provide necessary storage space for the Police Department, and to conserve public funds, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_  
CLERK OF COUNCIL

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR, CITY OF PARMA, OHIO